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OFFICE OF PETITIONS

In re Application of
Mordechay Hershkovitz, et. al.
Application No. 10/825,386
Filed: April 14, 2004
Attorney Docket No. 1662/63402

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed on January 30, 2007, to revive the above-identified application.

The application became abandoned for failure to timely respond to the Notice of Allowance and Fee(s) Due mailed September 7, 2006. A Notice of Abandonment was mailed on January 8, 2007.

37 CFR 1.137(b)(3) requires a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. Since the statement contained in the instant petition varies from the language required by 37 CFR 1.137(b)(3), the statement is being construed as the statement required by 37 CFR 1.137(b)(3) and petitioner must notify the Office if this is not a correct interpretation of the statement.

The petition satisfies the requirements of 37 CFR 1.137(b), in that, petitioner has supplied (1) the reply in the form of \$1,400 for payment of the issue fee and \$300 for payment of the publication fee; (2) the petition fee of \$1,500; and (3) an adequate statement of unintentional delay. Therefore, the petition is **GRANTED**.

The Office also acknowledges receipt of \$30 for ten (10) advance order soft copies submitted on January 30, 2007.

This application file is being referred to the Office of Publications to be processed into a patent.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.

Andrea Smith
Petitions Examiner
Office of Petitions